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and Mark Racioppo

8 UNITED STATES BANKRUPTCY COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION

12 In re:

13 JOSEPH J. VIOLA,  
14  
15 Debtor.

Case No. 10-30904 DM

Chapter 7 Petition

REQUEST FOR ENTRY OF ORDER  
FOR RELIEF

1 TO: THE CLERK OF THE ABOVE-ENTITLED COURT

2 Pursuant to Rule 1013(b) of the Federal Rules of Bankruptcy Procedure,  
3 Creditors Frank Racioppo, Janice Racioppo, and Mark Racioppo hereby request  
4 that the Clerk of this Court enter an Order for Relief in this matter against Debtor  
5 Joseph J. Viola (“Debtor”) on the ground that said Debtor has failed to answer or  
6 otherwise respond to the Involuntary Petition within the time prescribed the  
7 Federal Rules of Bankruptcy Procedure.

8 According to the Federal Rules of Bankruptcy Procedure, Rule 1011, the  
9 deadline for Debtor to respond has passed. (Declaration of William McGrane  
10 (“McGrane Decl.”) at ¶5.) Personal service of the Summons and Involuntary  
11 Petition was effected on Debtor on March 18, 2010, as evidenced by the Proof of  
12 Service on file with this court. (Docket No. 9; McGrane Decl. at ¶4.)  
13 Consequently, Debtor’s responsive pleading was due no later than April 8, 2010.  
14 (McGrane Decl. at ¶5). Debtor, however, has failed to file or serve an answer or  
15 other responsive pleading in this action. (Id.)

16 Dated: April 9, 2010

MCGRANE GREENFIELD LLP

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18 By /s/ William McGrane  
19 William McGrane  
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